

PUBLISHED BY AUTHORITY

10th Chaitra, 1932 (S. E.)

The 31<sup>st</sup> March, 2010.

(1) This Scheme shall be called the Meghalaya Power Sector Reforms Transfer Scheme, 2010.

- (2) This Scheme shall extend to the whole of the State of Meghalaya and also to such Assets, Properties, Rights, Liabilities, Obligations, Proceedings and Personnel of the Meghalaya State Electricity Board outside the State of Meghalaya
- (3) This Scheme shall come into force with immediate effect from the date notified by the State Government for the purpose.

## 2. Definitions:

- (1) In this Scheme, unless there is anything repugnant in the subject or context, namely :-
- (a) **“Act”** means the Electricity Act, 2003 (Central Act No.36 of 2003);
  - (b) **“Board”** means the Meghalaya State Electricity Board (MeSEB) constituted under Section 5 of the Electricity (Supply) Act, 1948 (Central Act No. 54 of 1948) as was in force at the relevant time;
  - (c) **“Effective date of transfer”** means the date of transfer notified by the State Government and/or different dates as may be notified for transfer of different functions assets liabilities and personnel;
  - (d) **“Transferee”** means following companies in whom the Undertaking or Undertakings of Board, the transferor shall be vested:-
    - (i). **“MeECL.”** means the Meghalaya Energy Corporation Limited, which is incorporated with the principal objective of acting as the Holding Company and also engaging in the business of coordinating and smooth functioning of distribution, generation and transmission of electricity in the State of Meghalaya.
    - (ii). **“MePDCL”** means the Meghalaya Power Distribution Corporation Limited, which is incorporated with the principal objective of engaging in the business of Distribution of power in the State of Meghalaya.
    - (iii). **“MePGCL”** means the Meghalaya Power Generation Corporation Limited, which is incorporated with the principal objective of engaging in the business of Generation of power in the State of Meghalaya.
    - (iv). **“MePTCL”** means the Meghalaya Power Transmission Corporation Limited, which is incorporated with the principal objective of engaging in the business of Transmission of power and providing open access facilities to the consumers in the State of Meghalaya.
  - (e) **“Assets”** means the Power system assets of any description whatsoever belonging to the Board and shall include dams, dykes, reservoirs, tunnels, intake and outlet structures of water conductor systems, generating stations with associated plants, machineries,

equipments, transmission and distribution systems, lands, buildings, offices, stores, furniture, fixtures, vehicles, residential quarters and guest houses and amenities and installations pertaining thereto and other movable and immovable assets, cash in hand, cash at bank, investments, book debts, corporeal or incorporeal, tangible and intangible assets, benefits, licences, consents, authorities, registrations, liberties, patents, trade marks and powers of every kind, nature and description whatsoever, rights, privileges, easements, advantages, benefits and approvals, contracts, deeds, schemes, bonds, agreements and other instruments and interest of whatever nature and wherever situated including the contingent Assets, which may arise in regard to dealings before the effective date of transfer in respect of the specified Undertakings;

(f) **“Liabilities”** include all liabilities, debts, duties, obligations and other outgoings including statutory liabilities and Government levies of whatever nature including the contingent liabilities, which may arise in regard to dealings before the effective date of transfer in respect of the specified Undertaking (s);

(g) **“Personnel”** means existing and retired workmen, employees, staff and officers of the Board by whatever name called including those on deputation to other organisations or institutions, but shall exclude persons on deputation from other organisations to the Board;

(h) **“Proceedings”** include all proceedings of whatever nature including suits, appeals, complaints, petitions, applications, conciliatory or arbitration, whether civil or criminal, or otherwise in which ‘Board’ is one of the parties;

(i) **“Schedule”** means the schedules appended to this Scheme;

(j) **“State Government”** means the Government of Meghalaya;

(k) **“Undertaking (s)”** mean a block or blocks of assets and liabilities of whatever nature of the Board, as the case may be, concerning generation, transmission, distribution or supply of electricity, and unless the context otherwise requires shall include the concerned personnel;

(2) Words and expressions used and defined in the Act but not defined in this Scheme shall have the same meaning as assigned in the Act.

### **3. Transfer of Assets and Liabilities etc. to the State Government:-**

(1) On and from the effective date of transfer, all assets, property interest in property rights and liabilities of the Board and including all obligations and contingencies shall stand transferred to and vest in the State Government absolutely, and all claims of the Board against the State

Government and all claims of State Government against the Board shall stand extinguished and cancelled.

- (2) Nothing in sub-clause (1) shall apply to rights, responsibilities, liabilities and obligations in respect of the Personnel and matters relating thereto including statutory dues such as salary, wages, gratuity, pension, provident fund, compensation and retirement benefits and these shall be dealt with in the manner provided under **clause 6** of this Scheme.

**4. Classification of Assets and Liabilities etc. into Company (ies)/Undertaking (s):-**

- (1) The Assets and Liabilities vested in the State Government in terms of **clause 3** and such other Assets and Liabilities as the State Government considers appropriate but excluding those specified in sub-clause (3) of this clause shall stand classified into:
- (a) Distribution Undertaking as set out in **Schedule – “A”**
  - (b) Generation Undertaking as set out in **Schedule – “B”**
  - (c) Transmission Undertaking as set out in **Schedule – “C”**
  - (d) Holding Undertaking as set out in **Schedules – “D”**
- (2) If the assets under sub-clause (1) above are subject to security documents or arrangements in favour of third parties for any financial assistance or obligation taken by the Board and the liabilities in respect thereof are to be classified in different Undertaking (s), the State Government, may by order, provide for the apportionment of the liabilities secured by such properties, assets and rights between the different Undertaking (s) and upon such apportionment the security shall be applicable to the apportioned liability only.
- (3) The assets and liabilities specified in **Schedule – “E”** shall not form a part of the assets and liabilities classified in **Schedules – “A to D”** but shall form part of residuary assets and liabilities to be retained by the State Government.

**5. Transfer of Assets, Liabilities, etc. by the State Government:-**

- (1) The Assets and Liabilities including all rights, obligations and contingencies forming part of **Schedule – “A”** shall stand transferred to and vest in MePDCL on and from the effective date of transfer without any further act or thing to be done by the State Government or the Board or MePDCL or any other person, subject, however, to the terms and conditions of this Scheme.
- (2) The Assets and Liabilities including all rights, obligations and contingencies forming part of **Schedule – “B”** shall stand transferred to and vest in MePGCL on and from the effective date of transfer without any further act or thing to be done by the State Government or the Board

- or MePGCL or any other person, subject, however, to the terms and conditions of this Scheme.
- (3) The Assets and Liabilities including all rights, obligations and contingencies forming part of **Schedule – “C”** shall stand transferred to and vest in MePTCL on and from the effective date of transfer without any further act or thing to be done by the State Government or the Board or MePTCL or any other person, subject, however, to the terms and conditions of this Scheme.
- (4) The Assets and Liabilities including all rights, obligations and contingencies forming part of **Schedules – “D”** shall stand transferred to and vest in MeECL on and from the effective date of transfer without any further act or thing to be done by the State Government or the Board or MeECL or any other person, subject, however, to the terms and conditions of this Scheme.
- (5) The Assets and Liabilities including all rights, obligations and contingencies forming part of **Schedules – “E”** shall be retained by the State Government on and from the effective date of transfer without any further act or thing to be done by the State Government or the Board or MeECL or MePTCL or MePGCL or MePDCL or any other person, subject, however, to the terms and conditions of this Scheme.
- (6) On such transfer and vesting of the Assets and Liabilities including all rights, obligations and contingencies in terms of sub-clause (1) to MePDCL or in terms of sub-clause (2) to MePGCL or in terms of sub-clause (3) to MePTCL, or in terms of sub-clause (4) to MeECL in terms of sub-clause (5) to the State Government, as the case may be, the Transferee concerned shall be responsible for all contracts, rights, deeds, schemes, bonds, agreements and other instruments of whatever nature pertaining to the Undertaking (s) or assets or liabilities transferred to it, to which the Board was initially a party, subsisting or having effect on the effective date of transfer, in the same manner as the Board was liable immediately before the effective date of transfer, and the same shall be in full force and effect against or in favour of the Transferee and may be enforced as fully and effectively as if the Transferee had been a party thereto instead of the Board.
- (7) As consideration for the transfer and vesting of the Assets and Liabilities including all rights, obligations and contingencies to MePDCL, MePGCL, MePTCL and MeECL as mentioned in sub-clauses (1), (2), (3) and (4) respectively, the State Government will be issued shares and/ or instruments in MeECL as specified in **Schedules – “D”** and MeECL will be issued shares and/ or instruments in MePDCL, MePGCL and MePTCL as specified in **Schedules – “A” “B” and “C”** respectively.

**6. Transfer and Deputation of Personnel:-**

- (1) The transfer of personnel in terms of this Scheme shall be subject to the terms and conditions contained in the Act.
- (2) The personnel of the Board, involved in Distribution, Generation Transmission and Common Services including at the Head Office, on the effective date of notification of the transfer scheme, will stand transferred to the holding company MeECL.
- (3) Subject to sub-clause (1), the personnel on the effective date of transfer shall stand further deputed as under: -
  - (a) The personnel classified in **Schedule – “F”** pertaining to MePDCL Distribution activities shall stand deputed to MePDCL.
  - (b) The personnel classified in **Schedule – “G”** pertaining to MePGCL Generation activities and all other Personnel of the Board shall stand deputed in MePGCL.
  - (c) The personnel classified in **Schedule – “H”** pertaining to Transmission activity shall stand deputed in MePTCL.
- (4) On such transfer and subject to the provisions of the Act and other provisions of this Scheme the personnel shall form a part of the services of MePDCL, MePGCL and MePTCL as the case may be, but their rank, scale of pay and inter-se seniority as existing in the Board on the effective date of transfer shall be maintained in the holding company and the retirement benefits and other facilities shall in no way be reduced than the one existing in the Board on the effective date of transfer.
- (5) Notwithstanding the provisional nature of transfer of personnel to MeECL and further deputed to MePDCL, MePGCL and MePTCL, as per sub- clause (2)&(3) of clause 6, the personnel shall discharge the duties and functions as may be assigned to them from time to time by MePDCL, MePGCL and MePTCL, as the case may be, and MePDCL, MePGCL and MePTCL, shall have the power to exercise all administrative and disciplinary control over such personnel transferred to them as per this Scheme.
- (6) The transfer and further deputation of personnel shall be subject to the following conditions, namely, -
  - (a) That the terms and conditions of the services applicable to personnel on the effective date of transfer shall not in anyway be less favourable than those applicable to them immediately before the said effective date of transfer. Accordingly the salary,

- allowances and other pecuniary benefits including terminal benefits applicable on the effective date of transfer shall be protected and shall not be adversely changed;
- (b) All such personnel shall have continuity of service in all respects;
  - (c) All benefits of service accrued before the said effective date of transfer shall be fully recognised and taken into account for all purposes including the payment of terminal benefits;
  - (d) To any orders that may be passed by the Courts in the proceedings pending on the said effective date of the transfer in regard to seniority or other matters concerning the service conditions of the Personnel; and
  - (e) Subject to this Scheme, the personnel shall cease to be in the service of the Board and shall not assert or claim any benefit of service under the State Government.
- (7) Subject to the Act and this Scheme, the Transferee i.e. MeECL shall be entitled to frame regulations governing the conditions of personnel transferred to the Transferee under this Scheme and till such time the existing/ (as suggested for modification) service rules/regulations of the Board shall apply mutatis-mutandis.
- (8) Subject to sub- clause (6), in respect of all statutory and other schemes and employment related matters including the provident fund, gratuity fund, pension, leave encashment and any other Superannuation fund or any other special fund created or existing for the benefit of the personnel, the relevant Transferee i.e. MeECL shall stand substituted for the Board for all purposes and all the rights, powers and obligations of the Board in relation to any and all such matters shall become those of the Transferee concerned and the services of the personnel shall be treated as having been continuous for the purpose of the application of this sub- clause.
- (9) (i) The funds and trusts established for and existing on the date of transfer relating to pension, provident fund, gratuity, leave encashment and all other terminal benefits including for the retired Personnel of the Board shall be vested under the control of MeECL in such manner as the State Government may notify for the purpose.
- (ii) MeECL shall be responsible to ensure that the Terminal Benefit Trusts including Pension, Gratuity and Leave encashment, etc. of the Board personnel are progressively funded in regard to the unfunded part to meet the pension, gratuity and leave encashment payments pertaining to the years of service rendered by the personnel of the Board including retired personnel in the Board as determined as per actuarial valuation to be done for the purpose or;

- (iii) In the event of any shortfall of funds with the trusts at any point of time relating to the period prior to the Date of Transfer, the State Government shall pay the shortfall of the required funds to meet the ongoing outflow on annual basis;
- (iv) MeECL shall be responsible to ensure that the contribution to the Trusts relating to personnel related funds, for the services after the effective date of transfer, of their respective personnel are made as required from time to time.
- (10). All obligations in respect of pension, gratuity, leave encashment and other retirement benefits including provident fund, superannuation and gratuity to the personnel, who have retired from the services of the Board before the effective date of transfer, shall be discharged by MeECL.
- (11). All proceedings including disciplinary proceedings pending against the personnel prior to the effective date of transfer from the Board to Transferee or from Transferee to other Transferee (s), on deputation as the case may be, or which may relate to misconduct, lapses or acts of commission or omission committed before the effective date of transfer shall not abate and will be continued with the Transferee consistent with the applicable service Rules.
- (12). Rights and obligations of third parties restricted** – Upon the transfer being effected in accordance with the Act and this Scheme the rights and obligations of all persons shall be restricted to the Transferee to whom they are assigned to and notwithstanding anything contained in any deed, documents, instruments, agreements or arrangements which such person has with the Board, the person shall not claim any right or interest against the State Government or the Board or any other Transferee except the transferee to whom it is assigned.
- (13). Pending proceedings** – All proceedings of whatever nature by or against the Board pending on the effective date of transfer shall not abate or discontinue or otherwise in anyway be affected prejudicially by reason of the transfer scheme mentioned in the Act and in provisions of this Scheme, and such proceedings may be continued and prosecuted by or against the Transferee (s) to whom the assets and liabilities including all rights, obligations and contingencies relating to such proceedings are assigned in accordance with this Scheme. Such proceedings may be continued in the same manner and to the same extent as it would or might have been continued and prosecuted by or against the Board if the transfers specified in this Scheme had not been made.

**7. Classifications and Transfer of Assets and Liabilities provisional in the first instance:-**

- (1) The classification and transfer of Company (ies), unless otherwise specified in any order made by the State Government, shall be provisional and shall be final upon the expiry of 12 months from the effective date of the transfer.
- (2) At any time within a period of 12 months from the effective date of the transfer, the State Government may by order to be notified amend, vary, modify, add, delete or otherwise change terms and conditions of the transfer including items included in the transfer or the value thereof, and transfer such assets, properties, rights, interests, liabilities, obligations and forming part of one Transferee (s) to that of any other Transferee (s) or to the State Government in such manner and on such terms and conditions as the State Government may consider appropriate. Upon such orders having being passed the relevant Schedule shall stand amended accordingly and shall be effective as if it has been made on the effective date of transfer.
- (3) On the expiry of the period of 12 months from the date of the transfer but subject to any directions given by the State Government, the transfer of Undertaking (s), properties, interests, rights, liabilities and obligations made in accordance with this Scheme shall become final.

**8. The transfer of the personnel to be provisional in the first instance:-**

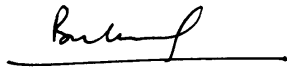
- (1) All transfer of personnel from the Board to MeECL, under clause 6 shall be provisional for a period of 12 months and after this period the transfer shall be treated as final, subject to any order passed by the State Government under the sub-clause (2) of **clause 7**.
- (2) The State Government shall, within thirty days from the effective date of transfer, constitute a Grievance Redressal Committee to receive representations from personnel. The committee shall consider representations so received, based on the need of the transferee (s), suitability of personnel, organisational requirements and other relevant factors, keeping consistency with the overall objectives of the Act, and make recommendations to the State Government.
- (3) (a) At any time within a period of 12 months from the effective date of transfer, the State Government may, by order to be notified, amend, vary, modify, or otherwise change the deputation of personnel to transferee (s), under sub-clause (3) of **clause 6**, as the State Government may consider appropriate. Upon such orders having been passed, the relevant Schedules shall stand amended accordingly.

(b) The transfer and deputation thereafter of personnel to the transferee (s), in accordance with the amended Schedules, shall be final and shall be effective as if it has been made on the effective date of transfer.

**9. Decision of State Government final:-**

- (1) The Transfer Scheme is published in the Official Gazette pursuant to the decision of the State Cabinet in the meeting held on 25<sup>th</sup> June 2009.
- (2) If any doubt, dispute, difference or issue shall arise in regard to the transfers under this Scheme subject to the provisions of the Act, the decision of State Government thereon shall be final and binding on all parties.
- (3) The State Government may, by order publish in the Official Gazette, make such provisions, not inconsistent with the provisions of the Act, as may appear to be necessary for removing the difficulties arising in implementing the transfers under this Scheme.

**By the order of the Governor**



**B. K. DEV VARMA,**

Principal Secretary,  
Government of Meghalaya  
Power Department, Shillong

**SCHEDULE - 'A'**

(See Clause 4(1) (a))

**DISTRIBUTION COMPANY****PART - I**

The distribution company shall comprise of all the Assets, Liabilities including all rights, obligations, contingencies and proceedings belonging to the Board concerning distribution of electricity including but not limited to the following:

**I. DISTRIBUTION ASSETS:**

All 33 Kv, 11 Kv, Lt. (Single phase 2 wire to 3 phase 5 wire) lines (with overhead lines, Aerial Bunched cables and underground cables) and Sub-stations on different types of supports with various sizes of conductors and step up/step down transformers, breakers, protective and metering devices and control rooms, testing laboratories, lands (including right of way), buildings, roads, diesel generating sets or other conventional and non-conventional generating units, service connections and installations inside consumer's premises, street lighting and signal systems owned by or leased to the Board but excluding fittings, fixtures and installations owned, by private persons or local authorities, including any of the above assets under construction as on effective date of transfer but excluding any such assets if clubbed/included with the assets pertaining to the Transmission Company.

**II GENERAL ASSETS OF DISTRIBUTION COMPANY:**

(a) The following, if they exclusively or primarily pertain to the above mentioned distribution systems, properties or projects or activities related to such distribution systems, properties or projects, Special tools and equipment, material handling equipment, earth movers, bulldozers, concrete mixtures, cranes, trailers, heavy and light vehicles, furniture, fixtures, office equipment, air conditioners, refrigerators, computers and signal systems, spares, consumables, raw materials, lands and civil works installations including roads, buildings, staff quarters, rest houses, properties and structures and their associated buildings, schools, dispensaries, testing laboratories and equipment, training centers, workshops, works in progress, machinery and equipment sent for repairs, scraps and obsolete.

(b) The office buildings excluding the surrounding unutilized vacant land, office establishment and other buildings and lands, not covered elsewhere in this schedule which are predominantly occupied/used for the activities of Distribution Division as on the effective date of transfer excluding however the assets specifically included in Schedule "B&C".

**III. MISCELLANEOUS:**

1. Contracts, agreements, rights, interest and arrangements including contingencies to the extent they are associated with or related to Distribution activities or to the assets referred to in Para I & II above.
2. Loans, secured and unsecured, to the extent they are associated with or related to Distribution activities or to the assets referred to in Para I & II above.
3. Cash and bank balance to the extent they are associated with or related to Distribution activities or to the assets referred to in Para I & II above.
4. Other current assets to the extent they are associated with or related to Distribution activities or to the assets referred to in Para I & II above.
5. Other Current liabilities and provisions to the extent they are associated with or related to Distribution activities or to the assets referred to in Para I & II above.
6. Contingent liabilities to the extent they are recognised and are associated with or related to Distribution activities or to the assets referred to in Para I & II above.
7. Other liabilities to the extent they are associated with or related to Distribution activities or to the assets referred to in Para I & II above.
8. Obligations and Proceedings to the extent they are associated with or related to Distribution activities or Assets referred to in Para I & II above.

IV. In consideration of the transfer as mentioned above, the Distribution Company shall issue 135478700 shares of face value of Rs 1000/- each to the Holding -----Company.

**PART – II**

Aggregate Assets and Liabilities to be vested in the Distribution Company

<b>As on 1.04.08 (Figures in Rs. Lakhs)</b>		
<b>NET ASSETS</b>		<b>Distribution</b>
	Gross Block	17548.43
	Less: Accumulated Depreciation	10611.36
1	<b>Net Fixed Assets</b>	<b>6937.07</b>
2	<b>Capital Expenditure in Progress</b>	<b>24456.00</b>
3	Assets not in use	
4	Deferred cost	
5	Intangible Assets	
6	Investments	0.00
7	<b>Net Current Assets</b>	<b>2704.65</b>
	<b>Total Current Assets</b>	<b>14281.86</b>
	Stocks	840.01
	Receivables against supply of Power	11374.18
	Cash & Bank balances	1200.00
	Loans & Advances	110.12
	Sundry receivables	757.55
	<b>Less: Total Current Liabilities</b>	<b>11577.20</b>
	Security Deposit from customers	42.05
	Other current liabilities	0.00
	Liabilities for purchase of power	8947.99
	Liabilities for capital supplies/works	439.81
	Liabilities for O& M Supplies/works	104.32
	Staff related liabilities&Provisions	0.00
	Deposits & retention from suppliers & contractors	564.24
	Provision for Pension Payments	0.00
	Electricity duties & other levies	0.00
	Liabilities for expenses	521.96
	Other liabilities & provisions	168.72
	Deposits for electrification service connections	788.12
	Provision for I.TAX/FBT	0.00
8	Subsidy receivable from Government	0.00
	<b>TOTAL ASSETS</b>	<b>34097.72</b>
	<b>FINANCED BY</b>	
9	Borrowings for working capital	169.24
10	Payment due on Capital Liabilities	1269.59
11	Capital Liabilities	19111.01
12	Equity Capital from MeECL/GoMe	13547.87
13	Contributions, Grants and subsidies towards cost of capital assets	0.00
14	Reserve & Reserve funds	0.00
15	Surplus/(deficit)	0.00
	<b>TOTAL FUNDS</b>	<b>34097.71</b>

**SCHEDULE - 'B' – PART – I**

(See Clause 4(1) (b))

**GENERATION COMPANY**

The Generation company shall comprise of all the Assets, Liabilities including all rights, obligations, contingencies and proceedings belonging to the Board concerning Generation of electricity including but not limited to the following:

**I. EXISTING POWER STATIONS:** All existing Power generating stations, of all kinds including Hydel and Thermal, shall form part of this Generation Division of MePGCL including all other assets appurtenant thereto.

**HYDEL & THERMAL POWER STATIONS:**

<b>S.No.</b>	<b>Power Station</b>	<b>Capacity</b>
1.	Soanapani Mini Hydro Plant (abandoned since 1982)	1.305 MW
2.	Umtru Power Station	11.20 MW
3.	Umiam Stage-I Power Station	36.00 MW
4.	Umiam Stage-II Power Station	18.00 MW
5.	Umiam Stage-III Power Station	120.00 MW
	<b>Total</b>	<b>185.20 MW</b>

**II. POWER PROJECTS UNDER CONSTRUCTION:**

<b>S. No.</b>	<b>PARTICULARS</b>
1.	Sonapani (1x1.50) MW
2.	Leshka Stage-I (3 x 42) MW
3.	New Umtru HEP (2 x 20) MW
4.	Ganol HEP (3 x 7.5) MW
5.	Lakroh HEP (1.5 MW)
6.	Renovation, Modernization and Upgradation of Umiam Stage II Power Station
7.	Survey and Investigation Schemes

**III. GENERAL ASSETS OF GENERATION COMPANY:**

(a) The following, if they exclusively or primarily pertain to the generating stations or projects referred to in Para I and II above or activities related to such generating stations or projects: Special tools and equipment, material handling equipment, earth movers, bulldozers, concrete mixtures, cranes, trailers, heavy and light vehicles, furniture, fixtures, office equipment, air conditioners, refrigerators, computers and signal systems, spares, consumables, raw materials, lands and civil works installations including roads, buildings, staff quarters, rest houses, properties and structures

and their associated buildings, schools, dispensaries, testing laboratories and equipment, training centers, workshops, capital works in progress, machinery and equipment sent for repairs, scraps and obsolete etc.

(b) The office establishment and other buildings and lands, not covered elsewhere in this Schedule which are predominantly occupied/used for the activities of Generation Company as on the effective date of transfer excluding however the assets specifically included in Schedule A & C.

#### **IV. MISCELLANEOUS:**

1. Contracts, agreements, rights, interest and arrangements including contingencies to the extent they are associated with or related to Generation activities or to the assets referred to in Para I to III above.

2. Loans, secured and unsecured, to the extent they are associated with or related to Generation activities or to the assets referred to in Para I to III above.

3. Cash and bank balance to the extent they are associated with or related to Generation activities to the assets referred to in Para I to III above.

4. Other current assets to the extent they are associated with or related to Generation activities or to the assets referred to in Para I to III above.

5. Other Current liabilities and provisions to the extent they are associated with or related to Generation activities or to the Assets referred to in Para I to III above.

6. Contingent liabilities to the extent they are recognised and are associated with or related to Generation activities or to the Assets referred to in Para I to III above.

7. Other liabilities to the extent they are associated with or related to Generation activities or to the Assets referred to in Para I to III above.

8. Obligations and Proceedings to the extent they are associated with or related to Generation activities or to the Assets referred to in Para I to III above.

**V.** In consideration of the transfer as mentioned above, the Generation Company shall issue 248401900 shares of face value of Rs 1000/- each to the Holding Company.

**PART – II**

Aggregate Assets and Liabilities to be vested in the Generation Company

<b>As on 1.04.08 (Figures in Rs. Lakhs)</b>		
<b>NET ASSETS</b>		<b>Generation</b>
	Gross Block	28648.63
	Less: Accumulated Depreciation	11408.74
1	<b>Net Fixed Assets</b>	<b>17239.89</b>
2	<b>Capital Expenditure in Progress</b>	<b>46402.62</b>
3	Assets not in use	
4	Deferred cost	
5	Intangible Assets	
6	Investments	0.00
7	<b>Net Current Assets</b>	<b>2089.63</b>
	<b>Total Current Assets</b>	<b>5503.12</b>
	Stocks	1593.82
	Receivables against supply of Power	0.00
	Cash & Bank balances	670.33
	Loans & Advances	208.76
	Sundry receivables	3030.20
	<b>Less: Total Current Liabilities</b>	<b>3413.49</b>
	Security Deposit from customers	0.00
	Other current liabilities	0.00
	Liabilities for purchase of power	0.00
	Liabilities for capital supplies/works	834.49
	Liabilities for O& M Supplies/works	197.93
	Staff related liabilities&Provisions	0.00
	Deposits & retention from suppliers & contractors	1070.58
	Provision for Pension Payments	0.00
	Electricity duties & other levies	0.00
	Liabilities for expenses	990.36
	Other liabilities & provisions	320.13
	Deposits for electrification service connections	0.00
	Provision for I.TAX/FBT	0.00
8	Subsidy receivable from Government	0.00
	<b>TOTAL ASSETS</b>	<b>65732.14</b>
	<b>FINANCED BY</b>	
9	Borrowings for working capital	130.76
10	Payment due on Capital Liabilities	2539.18
11	Capital Liabilities	38222.02
12	Equity Capital from MeECL/GoMe	24840.19
13	Contributions, Grants and subsidies towards cost of capital assets	0.00
14	Reserve & Reserve funds	0.00
15	Surplus/(deficit)	0.00
	<b>TOTAL FUNDS</b>	<b>65732.15</b>

**SCHEDULE – ‘C’**

(See Clause 4(1) (c))

**PART - I****TRANSMISSION COMPANY**

The Transmission Company shall comprise of all the Assets, Liabilities including all rights, obligations, contingencies and proceedings belonging to Meghalaya State Electricity Board (MeSEB) concerning Transmission of electricity including but not limited to the following:

**I. TRANSMISSION ASSETS:**

All the transmission lines having the capacity to carry electricity at voltages of 66 kV and above (not withstanding the same are presently charged at voltages below 66 kV) on double circuit/single circuit/ single circuit on double circuit towers with Grid sub-stations of various capacities with all associated and related equipment, including step-up, step-down transformers, circuit breakers, metering arrangements and other protective devices with power-line communication system, allied control rooms, load dispatch center, lands (including right of way), buildings, roads and other auxiliary assets spread over within and outside the territory of the State including such assets under construction and assets acquired, transferred or rights of which were vested with the Board by transfer, sale, lease or otherwise, but excluding such constructions or installations lawfully owned and operated by others. In addition to the above, the 33 kV and below distribution system which are in the 66 kV and above Grid Sub-stations and are integral part of the transformation from 66 kV and above voltages to 33 kV and below voltages shall be part of the transmission system and they shall not form part of the distribution Division of MePGCL not withstanding anything contained in other schedules.

**II. GENERAL ASSETS:**

(a) The following, if they exclusively or primarily pertain to the above mentioned transmission systems properties or projects or activities related to such transmission systems, properties or projects: special tools and equipment, material handling equipment, earth movers, bulldozers, concrete mixtures, cranes, trailers, heavy and light vehicles, furniture, fixtures, office equipment, air conditioners, refrigerators, computers and signal systems, spares, consumables, raw materials, lands and civil works installations including roads, buildings, staff quarters, rest houses, properties and structures and their associated buildings, schools, dispensaries, testing laboratories and equipment,

training centers, workshops, works in progress, machinery and equipment sent for repairs, scraps and obsolete.

(b) The office establishment and other buildings and lands, not covered elsewhere in this schedule which are predominantly occupied/used for the activities of Transmission Company as on the effective date of transfer excluding however the assets specifically included in Schedule A&B.

### **III. MISCELLANEOUS:**

1. Contracts, agreements, rights, interests and arrangements to the extent they are associated with or related to transmission activities or to the Division or assets referred to in Para I and II above.
2. Loans, secured and unsecured, to the extent they are associated with or related to transmission activities or to the Division or assets referred to in Para I and II above.
3. Cash and bank balance to the extent they are associated with or related to transmission activities or the Division or assets referred to in Para I and II above.
4. Other Current Assets to the extent they are associated with or related to transmission activities or to the Division or assets referred to in Para I and II above.
5. Other Current liabilities and provisions to the extent they are associated with or related to transmission activities or the Division or Assets referred to in Para I and II above.
6. Contingent liabilities to the extent they are recognised and are associated with or related to transmission activities or to the Division or Assets referred to in Para I and II above.
7. Other liabilities to the extent they are associated with or related to transmission activities or to the Division or Assets referred to in Para I and II above.
8. Obligations and Proceedings to the extent they are associated with or related to transmission activities or to the Division or Assets referred to in Para I and II above.

**IV. .** In consideration of the transfer as mentioned above, the Transmission Company shall issue 68609000 shares of face value of Rs 1000/- each to the Holding Company

**PART – II****Aggregate Assets and Liabilities to be vested in Transmission Activity of MePTCL**

<b>As on 1.04.08 (Figures in Rs. Lakhs)</b>		
<b>NET ASSETS</b>		<b>Transmission</b>
	Gross Block	5820.25
	<i>Less: Accumulated Depreciation</i>	2801.55
1	<b>Net Fixed Assets</b>	<b>3018.70</b>
2	<b>Capital Expenditure in Progress</b>	<b>2824.08</b>
3	Assets not in use	0.00
4	Deferred cost	0.00
5	Intangible Assets	0.00
6	Investments	<b>0.00</b>
7	<b>Net Current Assets</b>	<b>1018.12</b>
	<b>Total Current Assets</b>	<b>1330.77</b>
	Stocks	501.07
	Receivables against supply of Power	396.95
	Cash & Bank balances	27.11
	Loans & Advances	7.55
	Sundry receivables	398.09
	<b>Less: Total Current Liabilities</b>	<b>312.65</b>
	Security Deposit from customers	0.00
	Other current liabilities	0.00
	Liabilities for purchase of power	0.00
	Liabilities for capital supplies/works	141.59
	Liabilities for O& M Supplies/works	26.15
	Staff related liabilities&Provisions	0.00
	Deposits & retention from suppliers & contractors	65.16
	Provision for Pension Payments	0.00
	Electricity duties & other levies	0.00
	Liabilities for expenses	60.27
	Other liabilities & provisions	19.48
	Deposits for electrification service connections	0.00
	Provision for I.TAX/FBT	0.00
8	Subsidy receiveable from Government	0.00
	<b>TOTAL ASSETS</b>	<b>6860.90</b>
	<b>FINANCED BY</b>	
9	Borrowings for working capital	0.00
10	Payment due on Capital Liabilities	0.00
11	Capital Liabilities	0.00
12	Equity Capital from MeECL/GoMe	6860.90
13	Contributions, Grants and subsidies towards cost of capital assets	0.00
14	Reserve & Reserve funds	0.00
15	Surplus/(deficit)	0.00
	<b>TOTAL FUNDS</b>	<b>6860.90</b>

**SCHEDULE – ‘D’**

(See Clause 4(1) (d))

**PART - I****HOLDING COMPANY**

The Holding Company shall comprise of all the assets, liabilities including all rights, obligations, contingencies and proceedings belonging to the Board which do not concern/ belong to Generation, Distribution and Transmission activities/divisions/companies and not otherwise included in **Schedule “A”, “B” and "C"** and which are common in nature and used in the electricity activities of the Board including but not limited to the following:

**I. COMMON/SHARED ASSETS:**

(a) The office establishment and other buildings and lands, not covered elsewhere in this schedule which are predominantly occupied/used for the common activities as on the effective date of transfer and not otherwise included in **Schedule “A”, “B” and "C"**.

(b) Head Office building of the Board at Shillong including all independent and stand-alone Rest houses, which are not parts of any substations/installations of the Board and not otherwise included in **Schedule “A”, “B” and "C"**.

**II. GENERAL ASSETS:**

(a) All Old Power house office buildings, not covered elsewhere in this scheme, and their associated structures, surrounding land belonging to the Board, including other assets inherited by the Board from such Department of the State Government, and any un-utilised vacant land of the Board,.

**III. MISCELLANEOUS:**

1. Contracts, agreements, rights, interests and arrangements to the extent they are associated with or related to common activities or not associated with Generation, Transmission and Distribution activities or assets referred to in Para I and II above.

2. Loans, secured and unsecured, to the extent they are associated with or related to common activities or not sustainable by Generation, Transmission and Distribution activities or assets referred to in Para I and II above.

3. Cash and bank balance to the extent they are associated with or related to common activities or not associated with Generation, Transmission and Distribution activities or assets referred to in Para I and II above.

4. Provident Fund, Pension Fund, Gratuity Fund and any other Funds based on servicing capability of the Company's of all the employees of MeECL including the employees deputed to MePDCL, MePGCL and MePTCL .

6. Other Current Assets to the extent they are associated with or related to common activities or not associated with Generation, Transmission and Distribution activities or assets referred to in Para I and II above.

8. Other Current liabilities and provisions to the extent they are associated with or related to common activities or not associated with Generation, Transmission and Distribution activities or Assets referred to in Para I and II above.

9. Contingent liabilities to the extent they are recognised and are associated with or related to common activities or not associated with Generation, Transmission and Distribution activities or Assets referred to in Para I and II above.

10. Other liabilities to the extent they are associated with or related to common activities or not associated with Generation, Transmission and Distribution activities or Assets referred to in Para I and II above.

11. Obligations and Proceedings to the extent they are associated with or related to common activities or not associated with Generation, Transmission and Distribution activities or Assets referred to in Para I and II above.

**VI.** In consideration of the transfer as mentioned above, the State Government shall be issued 510760300 shares of face value of Rs 1000/- each in the Holding Company the MeECL.

**PART – II**

Aggregate of common Assets & Liabilities or Assets & Liabilities not associated with Generation & Distribution and Transmission activities to be vested in the Holding Company i.e. **MeECL**

<b>As on 1.04.08 (Figures in Rs. Lakhs)</b>		
<b>NET ASSETS</b>		<b>Holding Co.</b>
	Gross Block	500.00
	Less: Accumulated Depreciation	100.00
1	<b>Net Fixed Assets</b>	<b>400.00</b>
2	<b>Capital Expenditure in Progress</b>	<b>0.00</b>
3	Assets not in use	0.00
4	Deferred cost	0.00
5	Intangible Assets	0.00
6	Investments	<b>51885.61</b>
7	<b>Net Current Assets</b>	<b>-1209.58</b>
	<b>Total Current Assets</b>	<b>144.50</b>
	Stocks	0.00
	Receivables against supply of Power	0.00
	Cash & Bank balances	0.00
	Loans & Advances	63.11
	Sundry receivables	81.38
	<b>Less: Total Current Liabilities</b>	<b>1354.08</b>
	Security Deposit from customers	0.00
	Other current liabilities	0.00
	Liabilities for purchase of power	0.00
	Liabilities for capital supplies/works	0.00
	Liabilities for O& M Supplies/works	0.00
	Staff related liabilities&Provisions	0.00
	Deposits & retention from suppliers & contractors	654.84
	Provision for Pension Payments	0.00
	Electricity duties & other levies	0.00
	Liabilities for expenses	0.00
	Other liabilities & provisions	0.00
	Deposits for electrification service connections	0.00
	Provision for I.TAX/FBT	699.24
8	Subsidy receiveable from Government	0.00
	<b>TOTAL ASSETS</b>	<b>51076.03</b>
	<b>FINANCED BY</b>	
9	Borrowings for working capital	0.00
10	Payment due on Capital Liabilities	0.00
11	Capital Liabilities	0.00
12	Equity Capital from MeECL/GoMe	51076.03
13	Contributions, Grants and subsidies towards cost of capital assets	0.00
14	Reserve & Reserve funds	0.00
15	Surplus/(deficit)	0.00
	<b>TOTAL FUNDS</b>	<b>51076.03</b>

**SCHEDULE – ‘E’**  
**STATE GOVERNMENT**

All residual assets and liabilities not part of **Schedule “A”, “B”, “C” and "D"** shall remain vested with the **State Government**.

**SCHEDULE – “F”**

(See Clause 6 (2) (a))

ARRANGEMENTS FOR THE TRANSFER OF PERSONNEL TO MeECL AND FURTHER  
DEPUTATION TO THE **DISTRIBUTION COMPANY ( MePDCL)**

Personnel belonging to the units of the Board along with its subordinate offices will stand transferred to MeECL and further deputed to **MePDCL –Distribution Company** on the effective date of transfer.

All personnel working with the distribution function of the board shall stand deputed to MePDCL from MeECL
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**SCHEDULE – “G”**

(See Clause 6 (2) (b))

ARRANGEMENTS FOR THE TRANSFER OF PERSONNEL TO MeECL AND FURTHER  
DEPUTATION TO THE **GENERATION COMPANY (MePGCL)**

Personnel belonging to the units of the Board along with its subordinate offices will stand transferred to MeECL and further deputed to **MePGCL – Generation Company** on the effective date of transfer.

All personnel working with the distribution function of the board shall stand deputed to MePGCL from MeECL
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**SCHEDULE – “H”**

(See Clause 6 (2) (c))

**ARRANGEMENTS FOR THE TRANSFER OF PERSONNEL TO MeECL AND FURTHER  
DEPUTATION TO THE TRANSMISSION COMPANY (MePTCL)**

Personnel belonging to the units of the Board along with its subordinate offices will stand transferred to MeECL and further deputed to **MePTCL - Transmission Company** on the effective date of transfer.

All personnel working with the distribution function of the board shall stand deputed to MePTCL from MeECL
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**C. M. SYIEM,**

Under Secretary,  
Government of Meghalaya  
Power Etc. Departments.